

**The Weather.**  
Forecast for Thursday and Friday:  
Kentucky—Showers and thunderstorms  
Thursday and Friday.  
Indiana—Occasional showers and thun-  
derstorms Thursday, with cooler in  
north portions. Friday fair in north,  
showers in south portions; fresh north-  
west winds, shifting to southwest.  
Tennessee—Fair in east, showers and  
thunderstorms in west portion Thursday,  
Friday showers.

## THE LATEST.

The employers yesterday finally re-  
jected the demands of the striking  
teamsters in Chicago, and no peace  
movements are in sight. Business was  
virtually at a standstill in the lumber  
district. Mayor Dunne has issued a  
call for 1,000 extra police, and Sheriff  
Barrett gave out a signed statement  
yesterday, in which he said he would  
ask for both State and Federal troops  
if it became necessary. Special de-  
puties were sworn in in large numbers  
during the day. Several of the strike  
leaders have been summoned to re-  
spond to questions asked before  
the Master in Chancery. Because of  
the situation in Chicago Gov. Deneen  
has abandoned his proposed trip to  
Thebes to attend the opening of the  
new railroad bridge.

Secretary of War Taft, as temporary  
chairman of the Ohio Republican Con-  
vention, addressed that body and re-  
ferred to the proposed railroad re-  
gulation as a moderate measure, con-  
trasting it with the Government own-  
ership programme of Mr. Bryan. He  
also mentioned the probability of tariff  
revision legislation at the next session  
of Congress, and expressed himself in  
favor of removing the high tariff wall  
between the United States and the  
Philippines.

The fight over the proposed gas lease  
in Philadelphia was carried into the  
courts yesterday, and a preliminary in-  
junction was granted restoring to their  
office the two heads of departments  
removed by Mayor Weaver. The "or-  
ganization leaders expressed confidence  
in their ability to pass the ordinance  
making the objectionable lease over the  
Mayor's veto.

Because of criticism of President  
Roosevelt's recent hunting trip, printed  
in the May issue of "Our Dumb  
Animals," the circulation of that par-  
ticular number of the paper in the  
Washington public schools has been  
forbidden. The action was taken by  
the City School Superintendent and  
was endorsed by the Board of Educa-  
tion.

The General Assembly of the North-  
western Presbyterian church yesterday ap-  
pointed a committee to consider the  
feasibility of Justice Harlan's plan for  
the erection of a central cathedral in  
Washington. The assembly endorsed a  
proposal for the collection of a fund of  
\$10,000,000 for annuities for aged min-  
isters.

A special from Denver, Col., says that  
Estes G. Rathbone, former Director of  
Posts in Cuba, and who was sentenced  
to eleven years in the penitentiary, ap-  
peared at the post-office in that city  
with the proper credentials from the  
department and proceeded to check up  
the office.

Animated debates on the question of  
federation with other branches of the  
church were the feature of yesterday's  
sessions of the Southern Presbyterian  
General Assembly at Ft. Worth. No  
final action was taken and the discus-  
sion will be resumed at to-day's ses-  
sions.

The Southern Industrial Parliament,  
in session in Washington yesterday, ef-  
fected a permanent organization. Gov.  
Robert Glenn, of North Carolina, was  
elected president. A feature of the  
day was an address on immigration by  
Commissioner General Frank P. Sar-  
gent.

The suit of Mrs. Katherine Pollon  
against W. Gould Brokaw, the million-  
aire clubman of New York City, in  
which plaintiff asks for judgment for  
a quarter of a million dollars for breach  
of promise, was begun in the Supreme  
Court in New York yesterday.

William Stephens, of Marin county,  
Cal., murdered his wife and three chil-  
dren, seriously wounded his two other  
children and then killed himself. There  
is no known reason for the deed, and  
it is supposed that he became suddenly  
insane.

William Ziegler, the capitalist and  
promoter of Arctic explorations, died  
yesterday at his home in Connecticut.  
He went into the baking powder busi-  
ness in 1870 and made a large fortune.

Four men arrested in Logan county  
on the charge of criminal assault were  
placed in the Bowling Green jail yester-  
day, mob violence being feared if  
they were kept in jail at Russellville.

The State Council of the Daughters  
of America will meet in Louisville next  
year. Miss Amy Mullen, of Louisville,  
was elected Grand Councilor at Frank-  
fort yesterday.

William J. Bryan testified in Probate  
Court at New Haven, Conn., yesterday  
in a hearing on the accounts of the  
Philo S. Bennett estate.

A mail clerk was killed and two  
trainmen were probably fatally injured  
in a wreck on the Santa Fe road at  
Hutchinson, Kan.

## TWO HOURS

New Department Chiefs  
Were In Office.

## OUSTED BY AN INJUNCTION

PHILADELPHIA GAS LIGHT NO  
IN COURTS.

## "ORGANIZATION" IS CONFIDENTIAL

And Leaders Declare They Will Win  
and Lease Be Made In Spite  
of Mayor.

## BOSS AND WARD CHIEFS MEET.

Philadelphia, May 24.—The gas lease  
fight was carried into the courts to-  
day, and in consequence the two direc-  
tors appointed who were dismissed  
have again taken up the duties of their  
positions. Late in the day Mayor  
Weaver, accompanied by former Judge  
James Gay Gordon, went to New York  
for consultation with Elihu Root, the  
Mayor's special counsel. What the  
next move will be cannot be fore-  
shadowed. The leaders of the Republic-  
an organization announce that their  
lines remain unbroken, that the gas  
lease will be passed over the Mayor's  
veto next week, and that the lease will  
be put into operation.

## Dismissed Officials Ask Injunction.

The first move of the day was the  
appearance before Judge Robert Ral-  
ston in Common Pleas Court No. 5 of  
attorneys for Peter E. Costello and  
David J. Smythe, the dismissed direc-  
tors, who applied for a preliminary in-  
junction against the Mayor, and A.  
Lincoln Acker and Sheldon Potter, their  
successors in office, restraining them  
from the duties of their respective  
offices and restraining the Mayor and  
all other city employees from aiding  
them in carrying out such intentions.  
After due consideration Judge Ralston  
granted a temporary restraining order  
and fixed next Monday morning as the  
time for the defendants to show cause  
why the injunction should not be made  
permanent. The attorneys for the  
ousted directors lost no time in the  
preparation of the papers to be served  
on the defendants. The Mayor and  
his two directors were informed of the  
action of the court within a few  
minutes after the injunction was  
granted, and they were not surprised  
when the papers were served on them.

## Mr. Acker Was Annoyed.

The Mayor and Mr. Potter readily  
accepted service, but Mr. Acker at first  
refused to recognize the papers. He  
remained at the desk until last night  
by Mr. Costello, and refused to leave  
the office. The ousted director left the  
office to begin proceedings to have him  
obey the court order, but when he re-  
turned he found that Mr. Acker had  
left the office. Mr. Costello thereupon  
took possession.

As soon as the Mayor's advisers had  
learned of the action of the County  
Court they prepared to take the case  
to the State Supreme Court. The Pro-  
thonotary's office was notified to hold  
the office open beyond the usual hour,  
and late this afternoon an appeal  
against the action of the lower court  
was filed. If the court entertains the  
application, the case will be taken from  
the lower court.

## New Directors In Office Two Hours.

The new directors were in office about  
two hours. The only official act of Mr.  
Potter as director of public safety was  
to receive the report of the night  
watch. He was introduced to all of them  
and made a short speech in which he  
told them that each would be ex-  
pected to perform loyal, honest and  
faithful service.

Mr. Acker, as director of public works,  
signed a few warrants sent to him  
from the Bureau of Street Cleaning  
which warrants the Controller refused  
to honor until the court proceedings  
shall have been terminated.

Mr. Weaver had little to say for pub-  
lication. Regarding the injunction he  
said:

"I am still the Mayor of the city, and  
I am to exercise all the rights of my  
office. The injunction cannot prevent  
me doing my duty."

## Mayor Assumes Personal Charge.

As an evidence of the view the Mayor  
takes of the situation he ordered this  
afternoon that matters pertaining to the  
two departments requesting immediate  
action be brought to his notice at once,  
thereby assuming personal charge of  
those branches of the city government  
pending the outcome of the legal com-  
plications.

The leaders of the organization were  
in conference all day and conferences  
were held to-night. One of the most  
important gatherings of the day was  
that held in the office of United States  
Senator Penrose, where State Insurance  
Commissioner Israel W. Durham, the  
Republican organization leader, met all  
the ward leaders. Commissioner Dur-  
ham said he had nothing to say and  
did not intend at any future time to  
enter into any newspaper controver-  
sies.

Register of Wills, Joseph H. Klem-  
mer, who was present at all the con-  
ferences, said:

"Every ward leader in the city has  
been assured by Commissioner Durham  
personally that he would stand by them  
if they were to be weak. Those who  
were in reality the strongest in the  
organization. The fight is not entirely  
on the gas lease question; on the con-  
trary, it is now a fight between the or-  
ganization and the Weaver-Gordon ele-

ment. As to the outcome, there can be  
no doubt. It will be a victory for the  
organization."

## Rumor of "Ripper Bills" Denied.

There was a rumor about this after-  
noon that the United Gas Improvement  
company, which corporation  
the gas works have decided to  
take its offer. This, however,  
was denied. The rumor that an extra  
ordinary session of the Legislature would  
be to pass a "ripper" bill, taking  
away the Mayor's power of appoint-  
ment of departments, was also de-  
nied. Governor Pennypacker said to-  
day that he knew nothing about an ex-  
tra session.

EUROPEAN SETTLERS  
WANTED IN SOUTH CAROLINA.

Prominent Citizens of That State  
Send a Commissioner Abroad  
To Solicit Immigration.

New York, May 24.—C. J. C. Win-  
garden, a commissioner sent by the  
Governor and other prominent citizens  
of South Carolina to secure immigrants  
to people a proposed new settlement  
for which 5,000,000 acres have been set  
apart in the State, called for Europe  
today in the steamer Potsdam. He  
will visit Germany, Holland and Bel-  
gium and will distribute literature ex-  
plaining the enterprise.

## RATHBONE AT WORK

IN POST-OFFICE DEPARTMENT  
AGAIN.

After Being Sentenced To Eleven  
Years' Imprisonment He Appears  
To Check Up Denver Office.

Denver, Col., May 24.—[Special.]—  
After having been sentenced to ten  
years to eleven years' imprisonment  
and to pay a fine of \$102,947, Estes G.  
Rathbone, former Director of Posts in  
Cuba, is again in the employ of the  
Post-office Department.

Rathbone left for the East to-day,  
after paying an official visit to Den-  
ver, and checking up the books of the  
post-office here. Postmaster Paul J.  
Sours and the inspectors said that  
Rathbone has been reinstated, although  
no previous announcement of such re-  
instatement has been made.

Denver post-office officials are exceed-  
ingly reluctant to discuss the Rathbone  
matter, nor would any one tell in what  
capacity Rathbone is employed, al-  
though they admitted he checked up  
the books at the post-office.

Rathbone arrived here Sunday night  
from Omaha. Credentials he presented  
at the post-office were sufficient to give  
him official standing, and early Mon-  
day he began his work. Inspection of  
the registers of the leading hotels does  
not reveal Rathbone's name. To-day  
he left for St. Louis.

KILLED BY WOMAN WHO  
THOUGHT HE WAS A TRAMP.Prominent Ohio Farmer and Demo-  
cratic Committeeman Meets  
Strange and Terrible Fate.

McArthur, Ohio, May 24.—J. M.  
Specht, a prominent farmer and miller,  
and Democratic Express Driver's Union;  
Bernard Mulligan, president of the Ex-  
press Drivers' Union, and John H.  
Donahue, a member of the same union,  
will appear before Judge Kohlsaat in  
the United States District Court to-  
morrow morning. Attorney Mayer, acting  
for the Express Drivers' Association, will  
ask that the men be sent to jail on a  
charge of contempt of court in refusing  
to answer questions before Master in  
Chancery Sherman, which questions  
had been previously been ordered to  
be answered by the court.

THRASHES MAN WHO  
BOUGHT HUSBAND LIQUOR.Indiana Woman Cheerfully Pays  
Fines of One Cent and Fifty  
Cents Costs.

Indianapolis, Ind., May 24.—[Special.]—  
Mrs. David Strahan, of Kennard,  
Henry county, to-day gave William  
Baughman, a severe beating with a bat-  
ting pole on one of the public streets,  
because he bought her husband whisky,  
in violation of her orders not to do so.  
Mr. Strahan was confined at home and  
made the request of his neighbor, but  
she declined the proffered aid, saying  
the liquor anyhow, and Mrs. Strahan  
met him on the street and gave him a  
beating. She was arrested and fined  
one cent but all the costs, save fifty  
cents, were remitted. Several friends  
offered to pay the amount for her, but  
she declined the proffered aid, saying  
the satisfaction which she got out of  
whipping Baughman was worth all it cost.

ELECTRIC LINEMAN  
KILLED BY A POLE.The Timber Snapped, and Falling  
Across His Breast, Crushed  
It In.

Bristol, Tenn., May 24.—[Special.]—  
Thomas J. Glass, a lineman forty years  
of age, was instantly killed here this  
afternoon in a peculiar manner. When  
at the top of an electric light pole the  
pole, which had just been inspected  
and pronounced sound, snapped in two  
at the ground line, fell thirty feet  
and the pole fell across his breast,  
crushing it in. He is survived by his  
wife and three little girls.

## Card From the Sheriff.

Sheriff Barrett to-day issued the fol-  
lowing signed card to the public:

In view of the existing conditions in  
Chicago, the Sheriff of Cook county has  
all citizens to keep cool and avoid being  
carried away by the excitement of the  
moment. The civil authorities are at pre-  
sent equal to the occasion and have the  
situation well in hand. They are, how-  
ever, prepared for emergencies and should  
it become necessary will ask for the as-  
sistance of the State militia without hesi-  
tation. Should the militia prove insuffi-  
cient, they are cited to show cause on  
May 31, at 10 o'clock, why they  
should not be punished for contempt.

## FINAL

Rejection of Union De-  
mands By Employers.

## WAITING GAME BEING PLAYED.

BUSINESS AT A STANDSTILL IN  
LUMBER DISTRICT.

## A CALL FOR EXTRA POLICE.

Sheriff Barrett Says He Will Ask For  
State and Federal Troops  
If Necessary.

## UNION LEADERS IN TROUBLE.

Chicago, May 24.—Final rejection of  
union demands, especially those of the  
express drivers, was officially an-  
nounced to-day by the employers. They  
demanded practically unconditional  
surrender. Neither side in the strike  
made a direct step toward peace and  
each was apparently waiting the next  
move of its opponent. The employers  
sent their goods all over the city, under  
police protection, without encountering  
violence.

There was one peace effort to-day  
and it was enveloped in mystery. It  
was said that "a prominent business  
man" was making efforts to induce the  
managers of the express companies  
to make terms satisfactory to the  
striking drivers and that he had prom-  
ised them "good news." Nothing came  
of the attempt however and there was  
no good news to-night for either side.

## Lumber District Stagnant.

The strike in the lumber district  
spread to-day with great rapidity and  
practically all business of that kind is  
at a standstill. Some few lumber  
yards are still in operation, but their  
volume of business is so small as to be  
amount to practically nothing. A num-  
ber of planing mills and each and door  
factories were compelled to shorten  
operations to-day and by Friday will  
be compelled to close entirely if the  
supply of lumber is not largely in-  
creased. The lumber yards made little  
effort to transact business and are  
waiting for the next move of the  
Employers' Teamsters Company.  
A number of these, it is expected, will  
be at work to-morrow and business will  
be resumed in a small degree at least.

## Call For More Police.

One cause for the lack of energy on  
the part of the employers in the lumber  
district to-day was that the city was  
not able to afford them police protection.  
Mayor Dunne provided against this  
contingency to-night by issuing a  
call for 1,000 extra policemen who will  
be sworn in as rapidly as applications  
are filled by suitable men. This will  
be the second 1,000 extra policemen  
sworn in since the commencement of  
the strike. Sheriff Barrett to-day swore  
in several hundred deputies, the largest  
number at any one time since the be-  
ginning of the trouble.

## Must Answer Contempt Charge.

President C. P. Shea, of the Team-  
sters' Union; James B. Barry, business  
agent of the Express Drivers' Union;  
Bernard Mulligan, president of the Ex-  
press Drivers' Union, and John H.  
Donahue, a member of the same union,  
will appear before Judge Kohlsaat in  
the United States District Court to-  
morrow morning. Attorney Mayer, acting  
for the Express Drivers' Association, will  
ask that the men be sent to jail on a  
charge of contempt of court in refusing  
to answer questions before Master in  
Chancery Sherman, which questions  
had been previously been ordered to  
be answered by the court.

The men were ordered to make an  
answer on Tuesday, although they  
claimed a personal privilege in refus-  
ing. To-day they were asked the same  
questions, and when they again refused  
to reply Attorney Mayer announced  
that he would make a motion that they  
be arrested for contempt of court.

While the attorneys for the plaintiff  
in the injunction proceedings have  
everything prepared awaiting an order  
of commitment from Judge Kohlsaat,  
the legal advisers of the men have been  
equally busy and are ready to file writs  
of habeas corpus before another Federal  
Judge if the men are committed to  
jail. The writs of habeas corpus in  
all probability will be heard before  
Judge Landis.

## Teamsters Summoned.

United States Deputy Marshals to-  
day commenced serving notices on the  
sixty teamsters who have been cited  
for contempt of court in violating the  
injunctions of Judge Kohlsaat prohib-  
iting them from interfering with the  
wagons of the seven express companies  
and of the Employers' Teaming Com-  
pany. The men are cited to show cause  
on May 31, at 10 o'clock, why they  
should not be punished for contempt.

## Card From the Sheriff.

Sheriff Barrett to-day issued the fol-  
lowing signed card to the public:

In view of the existing conditions in  
Chicago, the Sheriff of Cook county has  
all citizens to keep cool and avoid being  
carried away by the excitement of the  
moment. The civil authorities are at pre-  
sent equal to the occasion and have the  
situation well in hand. They are, how-  
ever, prepared for emergencies and should  
it become necessary will ask for the as-  
sistance of the State militia without hesi-  
tation. Should the militia prove insuffi-  
cient, they are cited to show cause on  
May 31, at 10 o'clock, why they  
should not be punished for contempt.

question of law and order to mob rule,  
the former must and shall be preserved.

## Thousands Locked Out.

New York, May 24.—Between ten and  
twelve thousand men belonging to the  
Rockmen's and Excavators' Union have  
been locked out of the Operators' Pro-  
tective Association in this city. By to-  
morrow it is expected that the lockout  
will be extended to the rest of the 25-  
000 members of the union. The work-  
men already locked out were employed on  
more than one hundred contracts in  
various parts of the city.

## Brewery Coopers Strike.

New York, May 24.—A general strike  
has been declared by the brewery  
coopers in this city. They demand  
reduction of hours from nine to eight  
a day and an advance in wages from  
\$15 and \$18 to \$21 and \$22 a week.  
Journeyman brewers and drivers, fire-  
men and engineers have agreements  
with the owners, and it is understood  
will not strike in sympathy.

## Governor Abandons His Trip.

Springfield, Ill., May 24.—Reports  
from Chicago to Gov. Deneen to-day  
indicated the situation to be so serious  
that the Governor abandoned a  
trip to Thebes, Ill., where he was to  
present to-morrow at the opening of  
the new bridge across the Mississippi  
river. Instead he will remain at  
Springfield.

THREE DECLINATIONS  
TO TAFT'S PARTY.

Speaker Cannon, Senator Allison and  
Former Secretary Root Will  
Not Go To Philippines.

New York, May 24.—A Washington  
special to the Herald says: Three im-  
portant members of Secretary Taft's  
Philippine party, which calls for a  
San Francisco July 8, have notified him  
that they will be unable to go. They  
are Speaker Cannon, Senator Allison  
and Former Secretary of War Root.  
Business reasons prevent Mr. Root,  
it is said, from leaving his home. Sen-  
ator Allison is chairman of the Ap-  
propriations Committee of the Senate.  
Neither wishes to place himself in a  
position where he would not consider  
future Philippine appropriations and  
other legislation with an "open mind."

## BRYANON STAND

AT A HEARING IN REGARD TO  
THE BENNETT ACCOUNTS.

## HE MANIFESTS IMPATIENCE

And Says He Is Tired of Insinua-  
tions From Counsel For  
Mrs. Bennett.

New Haven, Conn., May 24.—William  
J. Bryan appeared in the Probate Court  
here to-day at a hearing on the ac-  
counts of the estate of the late Philo  
S. Bennett, which he has been asked to  
administer. During the examination  
Mr. Bryan submitted to a rapid fire of  
questions from Judge John Stoddard,  
counsel for Mrs. Grace J. Bennett, the  
widow, and at times considerable im-  
patient was manifested by both ques-  
tioner and witness.

Attorney White was first put on the  
stand as counsel for the administrator  
to explain the accounts, but Mr. Bryan  
interrupted so frequently that Judge  
Stoddard suggested that Mr. Bryan  
be put on the stand before Mr. Bryan  
attempted to explain matters. Mr.  
Bryan then said:

"Your Honor, I object to the insinua-  
tions thrown out by Judge Stoddard  
here to-day at a hearing on the ac-  
counts of the estate of the late Philo  
S. Bennett, which he has been asked to  
administer. During the examination  
Mr. Bryan submitted to a rapid fire of  
questions from Judge John Stoddard,  
counsel for Mrs. Grace J. Bennett, the  
widow, and at times considerable im-  
patient was manifested by both ques-  
tioner and witness."

Mr. Bryan then took the stand. He  
said the best of his knowledge and  
belief the amount presented in court was  
the exact amount of the money received  
from the estate. He only knew of the  
value of the accounts, and he had no  
praisers' report and statements made  
to him by Mr. Sloan.

"Do you know the face value of the  
bills, notes and accounts receivable due  
to Bennett, Sloan & Co. at the time the  
estate was taken over by the new  
corporation?" asked Judge Stoddard.  
"It only knew from the statement filed  
that it was \$227,865.57," Mr. Bryan re-  
plied.

Judge Stoddard—"In other words you  
know it only from statements made by  
Mr. Sloan."

Mr. Bryan—"Yes, that's all. I think  
no examination was made except by  
the 'usual services' were those per-  
formed as executor, and the extraordi-  
nary services were those in contesting  
the attempt to turn the executor, and  
in defense against the attacks upon  
the will itself."

NEWSPAPER CONSOLIDATION  
IN CLEVELAND, OHIO.

The Leader, the News and Herald  
and Sunday World To Be  
United.

Cleveland, O., May 24.—[Special.]—  
An important newspaper consolidation  
involving the union of the Leader,  
the News and Herald and the  
Cleveland and Sunday World, all of this  
city, was announced to-day. The  
company taking over the properties  
is headed by Charles A. Oils, Jr., of  
the brokerage firm of Oils, Oils and  
and with him are associated a number  
of local capitalists and various local  
capitalists and various local notables.  
The management of the new company,  
it is unofficially announced, will be in  
the hands of Mr. Oils, Jr., and  
formerly of the Chicago Tribune. The  
new company will issue two papers,  
one the World-News in the evening  
and the other the morning Leader. Both  
papers will be aggressively Republi-  
can.

## SHUT OUT

The May Issue of "Our  
Dumb Animals"

## FROM WASHINGTON SCHOOLS.

PAPER CONTAINS ATTACKS ON  
THE PRESIDENT.

## ORDER OF SUPERINTENDENT

Was Made, He Says, Without Any  
Suggestion From the White  
House.

## INDORSED BY SCHOOL BOARD.

New York, May 24.—[Special.]—By or-  
der of A. T. Stuart, superintendent of  
public schools, the May issue of "Our  
Dumb Animals," which contains attacks  
on President Roosevelt for killing game  
on his recent hunting trip, has been  
excluded from the schools of the Dis-  
trict of Columbia. This action was tak-  
en after a conference with John H.  
Gordon, president of the Board of Edu-  
cation. The matter was referred to a  
meeting of the board to-night and the  
action was approved.

Superintendent Stuart declared to-  
night the action was not taken on any  
suggestion from the White House or  
from any of the President's friends. "I  
saw that the articles in question were  
injurious," said Mr. Stuart, "and an  
insult to the President and the action  
was taken entirely on my own initia-  
tive."

## What the Articles Say.

"Our Dumb Animals" is a Boston peri-  
odical, and the Humane Society of this  
city has paid for its circulation among  
the Washington schools because it con-  
tained matter which the society thinks  
children should read in regard to the  
treatment of dumb animals. One of the  
articles says:

"It seems that our President has  
been traveling quite a distance to wit-  
ness the wounding and killing of rab-  
bits and coyotes, which have no power  
of defending either themselves or their  
young and a longer distance to witness  
a battle between thirty or forty dogs  
and a bear. We hope the time is com-  
ing for which our American Humane  
Education Society is working when hu-  
mane education shall be given in all  
our schools, colleges and universities,  
and our institutions of learning shall  
no longer be sending our educated sav-  
ages to endanger the peace not only of  
lower creatures, but of human beings  
as well."

## AN "EDUCATED BULLDOG"

Is Mr. Angell's Characterization of  
President Roosevelt.

Boston, Mass., May 24.—[Special.]—  
"What a bad example President Roose-  
velt sets to the youth of our country  
by his hunting expedition. He teaches  
them to believe that hunting and war  
and bloodshed are the chief things in  
life," said George T. Angell, venerable  
president of the Massachusetts Society  
for the Prevention of Cruelty to Ani-  
mals, to-day.

He had been asked to comment on the  
action of the barring of the recent copy  
of his paper "Our Dumb Animals" from  
the Washington public schools. The in-  
sult was contained in an attack on the Pres-  
ident's hunting trip.

"The President has good qualities,  
but his humane education has been  
neglected. I consider him an educated  
bulldog, with the humane side of his  
makeup lacking. I have always op-  
posed his holding the various important  
offices that he has held on the ground  
that some time he would get us into a  
dangerous war, as in my opinion he  
got us in the Spanish war. I think that  
he is the most dangerous man in the  
country."

"If President Roosevelt had done in  
Massachusetts what was said to have  
been done on his recent hunting trip  
in Colorado, namely, hunt a bear which  
had just been turned loose from a cage,  
I would have prosecuted him to the  
full extent of the law, unless, as Pres-  
ident, he should be exempt from pros-  
ecution."

WILLIAM ZIEGLER DEAD  
AT HOME IN CONNECTICUT.Was Millionaire Real Estate Dealer  
and Promoter of Arctic  
Exploration.























PITTSBURG WINS  
BY A BIG SCORE

Cincinnati Reds Down the  
Giants in a Close  
Game.

## QUAKERS DEFEAT CHICAGO.

St. Louis, Detroit, Cleveland and  
Chicago Win in the Amer-  
ican League.

## RESULTS OF OTHER GAMES.

## YESTERDAY'S RESULTS.

American Association.	
MILWAUKEE.....	WINSTON-SALEM.....
LOUISVILLE.....	KANSAS CITY.....
ST. PAUL.....	TOLSON.....
COLUMBUS.....	MINNEAPOLIS.....
National League.	
PHILADELPHIA.....	PITTSBURG.....
CHICAGO.....	BOSTON.....
ST. LOUIS.....	CINCINNATI.....
NEW YORK.....	DETROIT.....

## SCHEDULE FOR TO-DAY.

American Association.	
Louisville at Milwaukee.	Toledo at Minneapolis.
Columbus at St. Paul.	Indianapolis at K. City.
National League.	
Pittsburgh at Boston.	Cincinnati at N. Y.
St. Louis at Brooklyn.	Chicago at Philadelphia.
American League.	
Detroit at Chicago.	Philadelphia at Detroit.
Washington at St. L.	New York at Cleveland.

## STANDING OF THE CLUBS.

American Association.	
W. L. P. C.	W. L. P. C.
St. Louis.....	131 10 43
Columbus.....	121 10 43
Indianapolis.....	113 14 35
W. L. P. C.	W. L. P. C.
St. Paul.....	113 14 35
Minneapolis.....	109 19 35
W. L. P. C.	W. L. P. C.
St. Paul.....	113 14 35
Minneapolis.....	109 19 35

## NATIONAL LEAGUE.

Cincinnati 4, New York 3.	
New York, May 24.—Cincinnati defeated New York by a score of 4 to 3. The victory was due to the superior pitching of the Cincinnati team. The game was played at Cincinnati.	
Detroit 12, New York 6.	
Detroit, May 24.—Detroit defeated New York by a score of 12 to 6. The victory was due to the superior pitching of the Detroit team. The game was played at Detroit.	
Brooklyn 3, St. Louis 1.	
Brooklyn, May 24.—Brooklyn defeated St. Louis by a score of 3 to 1. The victory was due to the superior pitching of the Brooklyn team. The game was played at Brooklyn.	

## READY FOR THE HIGH SCHOOL MEET

Tennessee, Indiana and Ken-  
tucky Boys To Contest For  
Honors.

Philadelphia 6, Chicago 2.

## PITTSBURG 11, BOSTON 1.

Boston, May 24.—Pittsburgh hit the ball at will today and easily defeated Boston 11 to 1. The victory was due to the superior pitching of the Pittsburgh team. The game was played at Pittsburgh.

## PHILADELPHIA 6, CHICAGO 2.

Philadelphia, May 24.—Clean hitting by the Phil team resulted in a victory over Chicago today. Attendance 2,500. Score: Philadelphia, 6; Chicago, 2.

## BOSTON 1, PITTSBURG 11.

Boston, May 24.—Pittsburgh hit the ball at will today and easily defeated Boston 11 to 1. The victory was due to the superior pitching of the Pittsburgh team. The game was played at Pittsburgh.

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## AMERICAN LEAGUE.

Cleveland 6, Philadelphia 5.

Cleveland, O., May 24.—Cleveland split even with Philadelphia today, winning in the tenth inning on a hit by Stovall and Rhodes and two runs. Cleveland's three errors gave Philadelphia five runs. Rhodes outpitched Stovall. Five double plays were made. Cleveland caught the first eight innings. Attendance 2,500. Score: Cleveland, 6; Philadelphia, 5.

## CLEVELAND 6, PHILADELPHIA 5.

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## THE COURIER-JOURNAL, LOUISVILLE, THURSDAY MORNING, MAY 25, 1905.

Executive's Sale of the Plumbing Establishment and Outfit of A. M. Ramsay, Deceased, 540 West Jefferson St., At Public Auction, On Saturday, June 3, 1905, at 10 a. m.

As executor of A. M. Ramsay, deceased, I will on the above date sell at 540 West Jefferson St., the outfit and stock on hand of the plumbing establishment of A. M. Ramsay, deceased. Terms cash. A. M. RAMSAY, Executor.

## AMUSEMENTS.

MACAULEY'S Mat. To-night 8:15. THE STOCK CO. in "THE LOST PARADISE." Prices—Nights 25c and 50c. Matinee 25c.

## FONTAINE FERRY Theater

GRAND EUCHRE. To be given for a worthy cause. LINDSEY HALL, Tuesday, May 25, 1905. Afternoon and evening. Tickets 25c, 50c, 1.00. Handsome program.

## STEAMBOAT TIME TABLES.

DAYLIGHT EXCURSION. \$1.00 Cincinnati and Return. ON STEAMER "CITY OF LOUISVILLE." Friday, May 26, at 8 a. m. Good returning until May 28. Daylight boats only.

## CITY OF CINCINNATI and City of Louisville

For Madison, Carrollton, Cincinnati and Upper Merion, leave Louisville at 8 a. m., except Sunday at 9 a. m., from foot of Third Street. For Louisville, leave Cincinnati at 8 a. m., from foot of Third Street.

## FOR RENT

In the Courier-Journal Office Building, Desirable and Commodious Office rooms. Location in the midst of the business section of the city. Possession given at once. Terms moderate.

## COMMISSIONER'S SALES.

Commissioner's Sale. Fidelity Trust and Safety Vault Company, as Executor, etc., will sell at public auction, on Monday, May 25, 1905, at 10 o'clock a. m., the real estate and personal property of the late J. H. HIGGINS, deceased.

## BOATS LEAVING THIS DAY.

City of Louisville, Capt. Brennan, for Cincinnati at 8 a. m. Helen M. Gould, Capt. McIntyre, for Carrollton and Cincinnati at 8 a. m. The river was falling last evening with 8 feet 4 inches in the canal, 4 feet 2 inches in the river. Business active. Weather clear and pleasant.

## DRIFTWOOD.

Three boats leave for Cincinnati today. The Falls City leaves for Kentucky River tomorrow afternoon. The Louisville leaves for Memphis Sunday morning. The river continues to fall. Much needed rain. The Wheeling Register says: "The river is falling rapidly. The balance on credit of 4 and 12 months, with the right to pay at 25 cents per cent, is being paid. The river is falling rapidly. The balance on credit of 4 and 12 months, with the right to pay at 25 cents per cent, is being paid."

## PROPOSALS.

Notice to Contractors. Sealed proposals for the excavation for the Kentucky State Capitol building, at the corner of Third and Broadway streets, will be received by the Board of Commissioners, Bids will be opened at noon, May 25, at the office of the Board of Commissioners.

## BOARDING.

Boarding—Meals 10c, 4 meals, 3 side dishes, fruit, ice cream, hot bath, 25c. NATIONAL RESTAURANT, 326 W. Jefferson St.

## SATIN TOILET SPECIALTIES.

Nourish away wrinkles, lines and blemishes with satin soap. Clear and cool. SATIN TOILET POWDER, "Finer than silk." See size jars. See TAYLOR'S.

## DRESSMAKING.

Dresses, shirt waists, children's clothes. A specialty. Patterns cut to measure, at 125 W. Broadway.

## FOR RENT—HOUSES.

For rent—By W. C. Priest & Co., 210 W. Chestnut St. 2-story, 8 rooms, near entrance of park. 200 W. Chestnut St. 2-story, 8 rooms, bath and stable, large porch, newly painted, gas, etc. \$40.00.

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## MONEY TO LOAN.

For sale—By H. H. HOBBS, 540 West Jefferson St. 2-story, 8 rooms, bath and stable, large porch, newly painted, gas, etc. \$40.00.

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## FOR SALE—REAL ESTATE.

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GRAND EUCHRE. To be given for a worthy cause



## DISAGREE.

Jury Hung In Murphy Will Contest.

EIGHT FOR THE PROPOUNDER.

NEW SOUTH WALES PLAINTIFFS SUE LOCAL FIRM.

KICKING MARE CAUSES SUIT.

The jury in Judge Field's court yesterday failed to agree as to the mental condition of Pat Murphy, the veteran newsboy who died in 1900 and whose will has been under contest for the past three days. Eight of the jurors were for sustaining the instrument, but four others held out against it, rendering it impossible to return a signed verdict by nine members. The contestants were Dan Murphy, a brother, Anna Bell, a sister living in New Orleans, and the children of Lizzie Hoagland, another sister who died since the contest was instituted. Mike Murphy, a brother, to whom all the estate was left, is the propounder.

The will was drawn in 1896 and it is claimed by the contestants that Pat Murphy was subjected to undue influence and that he was not mentally capable of writing a will. A number of witnesses on both sides testified as to instances in the life of the testator on the one side to prove insanity and on the other to show mental balance. It was claimed by the contestants that a blow over the head given fifteen years before his death had rendered his mental condition unsound. This, it was represented, was aggravated by Murphy being run over by a wagon.

Big Claims On Contract.

H. S. Chipman & Chipman, Limited, a corporation, of New South Wales, sued the Turner, Day & Woolworth Handle Company of this city for \$21,250, for an alleged breach of contract involving an agency for the defendant company, covering a territory comprising Australia, Tasmania and New Zealand. H. S. Chipman states that he was recently declared a bankrupt in New South Wales, but assigned his interest to Chipman, Limited. The petition states that H. S. Chipman on May 11, 1900, secured a five-year contract from the defendant company to represent them in the territory for the consideration of 5 per cent. on all orders. It is alleged that large numbers of orders were secured but that on July 28, 1901, the defendant declared the contract void and proceeded to transact business with other agents. He claimed that the amount sought the plaintiff spent \$2,500 in establishing agencies, and that had he continued the agency he would have realized the remaining \$18,750 asked.

Claims Mare Was a Kicker.

Andrew J. Owens sued Hudson Bros. & Company for \$10, which the latter says he paid for a mare he purchased at defendant's stables and which he declares has turned out to be a kicker and dangerous animal generally. He says that when he bought her last March she was represented to him as a "combined gentle harness and stable horse," but only after he had paid for her, he discovered that she was a "mixed" in harness and had wild marks upon her legs. Soon afterward, while plaintiff was driving her, he says, she was seized with a kicking spell and smashed his buggy, besides giving him a close call for his life. He says he purchased the animal from Shelby county, where she had a bad reputation. He also asks \$50 damage to his vehicle.

Back Tax Judgments Confessed.

The following confessed judgments for back taxes due the State and county in the County Court yesterday: Thixton-Millett Company, \$4,000 valuation for four years; Charles Plummer, \$500 for four years; Green & Sons, \$5,000 for five years; Simon David, \$1,000 for five years; Hirsch Brothers & Co., \$2,000 for four years; and \$25,000 for one year. H. M. Flansburg, \$500 for two years; Oscar Wittgenstein, \$1,000 for two years; Richard Ritter, \$1,000 for two years.

George H. Alexander, revenue agent, sued John Bacon for back taxes on a valuation of \$125,000 for five years. He also sued Meyer H. Hipp on a valuation of \$40,000.

Report of Grand Jury.

The grand jury returned the following indictments and adjourned until this morning: Grand larceny, Thomas Costigan. Malicious cutting, Ishmael Wilson.

Court Paragraphs.

Mrs. Charlotte A. Crandall filed a petition to adopt her niece, Miss Lydia R. Lomon. —Philip Owens, tried on the charge of shooting and wounding Albert Layton, was fined \$50. —Jesse Williams, colored, convicted of breaking into the house of Mrs. George M. Davis, was given five years in the penitentiary. —Joseph Seng, tried on the charge of breach of the peace, was fined \$100 in the County Court, Judge Gregory. —A shot at Mike Melvin. —A verdict for \$350 was given Harriet H. Metcalf against the Louisville and Nashville in Judge Gregory. The plaintiff's hand was injured by a falling car window. —The Dow Wire Works sued J. H. Shuler for \$500 damages for alleged breach of contract by re-entering the wire business after the plaintiff had bought him out. —Johnson & Hentz, lawyers, sued John Medard and others to secure the sale of real estate so that a fee for professional services of \$750 may be paid. The suit is friendly. —In the case of John C. Stelsky against J. L. McBurnie for \$101.50, claimed due for tearing down a house for defendant, a verdict for the full amount was rendered in Judge O'Dougherty's court. Special Judge Woodson presiding. —Judge Kirby yesterday heard and took under advisement an application for a writ of habeas corpus by Mike McCrone, who is seeking to secure possession of his eight-year-old daughter, now in the custody of her aunt, Mrs. Sarah P. McCrone. The writ was pending between McCrone and his wife when she died recently.

Court of Appeals.

Frankfort, Ky., May 24.—Present, Chief Justice Hobson and Judges Paynter, Barker and O'Rear. Wheeler vs. Commonwealth, Oldham; set for argument June 6. Southern Railway vs. Kentucky vs. Goddard, Mercer; appellant given thirty days' extension of time to file brief. Central University of Kentucky vs. Walker, executor; Madison, Kentucky vs. Louisville and Interurban Railway Company, Franzman vs. same, Jefferson; Commonwealth vs. Vaidman, Jefferson; case continued for argument to the September term. Wolsinger vs. Mills, Boyette; injunction continued in course during the pendency of this appeal. Taylor, Jr. & Sons vs. Taylor, Jefferson; appellant's motion to strike appellee's motion for modification from the files overruled; appellee given twenty days to file response to same. Home Life Insurance Company vs. Com-

# THE EXCITING RACES, Running Into the City

## On All Railroads

### Running Into the City

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## Shepherd's Plaid Neckwear

French fold four-in-hands; 1 1/2 inches wide, in twelve different combinations—black, red, maroon, purple, heliotrope, goblins blue, Alice blue, grass green, hunter green, mahogany, brown, purple and navy; very handsome novelties—50c.

### Plaid Socks

Imported cotton; cocoa and coffee brown, cadet blue, maroon and other plaid, with black tops, heels and toes. Great values for 25c.

### Plaid Shirts

Imported woven Madras; regular and coat styles; cuffs attached; exclusive plaid patterns—\$1.50 and \$2.00.

## LEVY'S Third and Market.

Mail Orders Always Filled With Best Values in Stock.

## Courier-Journal.

THURSDAY, MAY 25, 1905

### CITY FEATURES.

#### Don't Drink Mud.

Pasture Filters, \$5 each, balance on order; get the best; put up on approved filter, sole agent Pasture Filters and Weibach Lights. Both phones 624.

## STILL AT WORK.

### BURGARS ADD NEW RAIDS WITH EVERY NIGHT.

#### C. B. Funk Latest Victim—Cab Drives Boldly Up.

Burglars came to the home of C. B. Funk, Superintendent of Scales at the haymarket, 1714 West Chestnut street, in a cab Tuesday night. People living in the neighborhood say they saw a closed cab drive up near the Funk home and two men get out and walk in the front gate about 11 o'clock; but Mr. Funk said no one visited him at that hour. When the family awoke yesterday a kodak, camera, dishes, a kitchen lamp and \$5 were missing. A front window was pried open and the whole first floor was ransacked. The lamp was found in the lot next door occupied by Mrs. L. Rankin, whose apartment had been similarly entered. Mrs. Rankin and Mrs. N. Hawkins, in the same house, were robbed of several hundred dollars' worth of silver plate, including a water pitcher, sugar bowl, cake bowl, fruit bowl and a two dozen knives, forks and spoons. Entrance was gained through a window.

The residence of J. C. Barnett, 1317 West Chestnut street, was entered by way of a front window, and four suits of clothes were stolen.

About the same time an attempt was made to enter the residence of J. C. McEldrie, 1301 Eleventh street, but the window catch resisted the efforts of the thieves, who desisted after having broken through the shutters.

That section of the city has been kept in an uproar of excitement for a week by the operations of the thieves, and several previous robberies came to light yesterday. Monday night the residence of Mrs. A. Scott, 1307 West Chestnut street, and the home of G. H. Eastes, 1209 West Chestnut street, were entered. At the latter place a rich haul was made, consisting of a quantity of clothing and silverware valued at \$150. Mrs. Scott also lost a number of silver pieces and clothing.

Last Friday night A. H. Remmet's grocery, 1230 West Chestnut street, was entered by thieves, who broke the glass in the front door and stole thirteen hams, six shoulders, ten sides of bacon and several sacks of flour.

There are indications that these jobs were done by the same gang that operated in Garvin Place and Sixth street Saturday and Sunday night. The Detective Department has been kept busy in charge and a detail is investigating the burglaries. So far no definite clue to the perpetrators has been uncovered.

### TO BUILD RAILROAD IN FLEMING COUNTY.

Louisville Capitalists File Articles of Incorporation, Fixing Capitalization at \$125,000.

The Cincinnati, Flemingsburg and Southern Railroad Company incorporated yesterday afternoon with a capital stock of \$125,000, divided into shares of \$100 each, and five shares are preferred, which will pay an 8 per cent. dividend. The road will be seventeen miles in length and connect Johnsons Creek, Flemingsburg, Plains and Hillsboro, all in Fleming county. The incorporators and their holdings are: Attila Cox, 125 shares; S. S. Bush, 750 shares; Florian Cox, 167 shares; William N. Cox, 132 shares; Attila Cox, Jr., 5 shares; J. D. Winston, 5 shares; Menefee Wirgman, 5 shares. The maximum debt is fixed at \$125,000. Further extensions in eastern Kentucky counties are contemplated.

### MAKE FULL USE OF WARRANT PRIVILEGE.

Charles Koehler swore out a warrant yesterday morning for the arrest of Herman Petzoldt, charging him with disorderly conduct. Herman Petzoldt yesterday just before noon swore out a warrant for the arrest of Edward Koehler, charging him with assault and battery.

The two actions are the culmination of disagreements that have been causing trouble between the different members of the two families since Sunday afternoon, when Mrs. Petzoldt says, Mrs. William Koehler, a daughter of Herman Petzoldt, was knocked down in trying to stop a fight between her husband and her husband's brother.

The three Koehlers are stepsons of G. J. Schaefer and live at 517 East Madison street. Schaefer is a trunk-maker for Laub Bros.

You can't lay your finger on a map of the city without covering the place where one or more of our want advertisers live; nor without touching a spot where real estate has been bought and sold through advertising in these columns.

## TESTIMONY

Finished In Trials In Federal Court.

### CLOSING ARGUMENTS TO-DAY.

JURY WILL BE GIVEN CASE THIS AFTERNOON.

### TAKEN TO SCENE OF VOTING.

The case in the Federal court of Thomas J. Connell and others, charged with conspiring to prevent voters from exercising their rights of suffrage at the last November election, will go to the jury this afternoon. The closing argument will be made by District Attorney R. D. Hill. Former Gov. W. O. Bradley will close for the defense this morning. Mr. H. Thatcher, assistant district attorney, will also speak today for the prosecution.

The defense closed its testimony yesterday morning with introducing Harry M. Brennan, Chairman of the Board of Public Safety. The gist of Mr. Brennan's testimony was that the police did their duty on election day and that they complied with the instructions as given them. Before rebuttal testimony was introduced by the Government, the jury was taken to Eighth and Grayson streets, where the members viewed the surroundings of the polling place.

#### Harry Brennan Recalled.

Harry M. Brennan, Chairman of the Board of Public Safety, was recalled to the stand by the defense when court convened at 9:30 o'clock. The objection of District Attorney Hill was sustained to the question asked the witness about the conduct of the police as he observed it, during the election.

"I saw them as they saw him," observed Mr. Brennan, "a colored man, under arrest at one time," replied the witness.

"Was Negley abusing the police?" asked the counsel for the defense. The objection of the district attorney was sustained by the court.

The witness was then asked about the sticks carried by W. H. Bradford, sheriff of the election. He said that the third man he saw him carry a heavy walking stick, the second was a piece of wagon or buggy shaft, and the third was a fence rail or scantling. On re-examination, the witness said the last club was a piece of fence piling.

The witness said that he had no occasion to reprimand any of the defendant policemen from the fact they were doing their duty. This was objected to by the prosecution and the objection sustained by the court.

Mr. Brennan stated that he was familiar with the residence of J. C. McEldrie, 1301 Eleventh street, and so far as he knew or saw, they did not violate any of these orders.

"Did they comply with them, so far as you know or saw?" asked, so far as you know or saw, Mr. Brennan.

"You don't know what they might have done during your absence, do you?" asked District Attorney Hill.

"No, sir." The witness stated that in his opinion if a man had been struck behind the ear and felled to the ground with a piece of buggy shaft, he would have killed him if the blow was on a vital spot.

"Do you know a piece of buggy shaft when you see it?"

"I ought to; I have sold ten or twelve thousand of them."

At 10 o'clock the defense rested and District Attorney Hill resumed. It would be a good idea for the jury to go down to the precinct and inspect the premises where the election was held, he said, and the jury, in the custody of Marshall James, accompanied by former Gov. W. O. Bradley, of counsel for the defense, and Mr. Smith, of counsel for the defense, went to the precinct and inspected the scene of the election.

The jury returned at 11 o'clock and was immediately sent from the court room, where Gov. W. O. Bradley, of counsel for the defense, argued a motion that the jury be instructed to disregard what it had seen at Eighth and Grayson streets, for the reason that, though the court had instructed that only the Marshall accompany the jury, two of his deputies had gone with him, and, second, that the jury had not been shown the grounds, as the alley down which Policeman Connell chased a negro had not been pointed out.

The motion was overruled by the court, and the jury exceptions were taken by the defense.

In rebuttal Dr. Chester A. Mayer, who acted as a Republican precinct captain at Eighth and Green streets on the day of the election, was then placed on the stand by the prosecution. He stated that he had dressed Bradford's hand after the fight with the negroes.

Attorney W. M. Smith, for the defense, entered objections at various points to the questions on the ground that the evidence was not in rebuttal. All objections were overruled, to which exceptions were taken by the defense.

The witness testified that Bradford's thumb was not broken, but his hand was bruised and the patient was pale and trembling. He was given morphine and a drink of whisky. A juror asked Dr. Mayer where he got the whisky and the doctor replied that he got it out of his own private stock. He said he did not see Bradford's bottle.

Coldwell's Language.

George Sellman was asked in regard to J. M. Coldwell using foul language in reference to Policeman Connell in question, but he said he meant a negro. He said Bradford seemed to be sober.

Mildred Richardson, colored, was asked whether she stated to two other negro women that she was to be paid to give false testimony in this case. She denied it.

Alice Parker and Lloyd Negley's wife, both colored, testified that the conversation with Mildred Richardson did take place. Objections to the testimony were made by the defense, but the

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Cleanses and beautifies the teeth and purifies the breath. Used by people of refinement for over a quarter of a century. Very convenient for tourists.

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court overruled them. Several other witnesses were placed on the stand, but their evidence was confined to the answering of a question or two.

#### Arguments Begin.

At the reconvening of court in the afternoon the arguments before the jury were opened by George Weissinger Smith, of the counsel for the defense. Mr. Smith spoke for nearly an hour. He began by stating that he recognized the gravity of the offense with which the defendants are charged, and that he recognized that the safety of the Government rested upon the sanctity of the ballot box, but in the outset he wanted to say that criminal law is not based on vengeance. The speaker said: "I charge that the first count in this indictment against these defendants is a constructive conspiracy under which there is no manner of means or right to convict them. It is not for lawyers to convict, but conviction must be the result of evidence."

"At this point the speaker took up the evidence as produced against his clients," said Mr. Smith. "Bradford was struck by William Lawson; not a single witness saw him strike him, but when he was asked to identify William Lawson, he picked out another person. No other witness saw Lawson hit Oscar Woodson. I admit that 'Son' Jones started to call John Solomon to task for abusing him, which is fully explained in his testimony, and was not the result of any preconcerted conspiracy on the part of anyone. Nobody has said that 'Calf Head' Wilson, in the row but the ubiquitous Bradford. Only one woman said that Robert Elliott was in the fracas."

#### No Conspiracy Shown.

"Now, what motive prompted these boys to enter into a conspiracy to break up the election? Were these boys interested personally in that election? The evidence does not show it. The Government has spent day after day gathering evidence about these overt acts, and yet what has it shown? Certainly not that a conspiracy existed between the defendants. The Government charges the election was delayed, yet it was proven that every man who came to the polls voted with the regular ticket of John Solomon, who was arrested for engaging in a street fight. How could Bradford's fight with Paulman Nehan or old man Woodson being brought down deprive any citizen of the United States of his right of suffrage?"

The speaker spoke at length of the testimony of the negro women, Lacey Rogers, whose evidence was contradictory in signed statements and by witnesses. Said he:

"I am not going to attack Bradford, but you know he did say he was going to run things on that day. I don't say he was drunk, but I do say he was full of fire of some sort, either natural or artificial. You know of his big sales. If he was not the real aggressor that day he was certainly the most inviting target imaginable for a lot of negroes. He was here and there in his aggressive attitude, which I think was the cause of all the trouble that day rather than a conspiracy on the part of anyone."

Bingham Follows.

R. W. Bingham, for the defense, followed in a speech of two hours' duration. He prefaced his argument by saying that the jury must be the judge of the evidence. Said he:

"You are not here to judge the mere civil offenses of men, but you are here to judge of a political matter. The men are charged with a political offense, and you men on this jury must lay aside your political prejudices in rendering a verdict in this trial. It is hard for some men to lay aside their political prejudices, but they should conditions that confront you here. I want you to understand that witnesses can differ and differ honestly, but their testimony should be weighed carefully. The motive of a witness in giving evidence should always be considered."

The speaker said a presidential election, or Congressmen, Circuit Judge and County Attorney were elected at the election, and he saw no reason why four policemen should conspire to prevent voters from voting, as they could possibly receive no reward.

Conspiracy Not Fitting.

"There is going to be a lot of dust thrown into your eyes about fitting the speaker, 'but that has nothing to do with this case. This court has no jurisdiction over those who are fighting. They are charged with a graver offense, that is, conspiring to break up the election. The evidence shows that the defendants are charged with a political offense, and you men on this jury must lay aside your political prejudices in rendering a verdict in this trial. It is hard for some men to lay aside their political prejudices, but they should conditions that confront you here. I want you to understand that witnesses can differ and differ honestly, but their testimony should be weighed carefully. The motive of a witness in giving evidence should always be considered."

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"There is going to be a lot of dust thrown into your eyes about fitting the speaker, 'but that has nothing to do with this case. This court has no jurisdiction over those who are fighting. They are charged with a graver offense, that is, conspiring to break up the election. The evidence shows that the defendants are charged with a political offense, and you men on this jury must lay aside your political prejudices in rendering a verdict in this trial. It is hard for some men to lay aside their political prejudices, but they should conditions that confront you here. I want you to understand that witnesses can differ and differ honestly, but their testimony should be weighed carefully. The motive of a witness in giving evidence should always be considered."

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FOR CONSTRUCTION OF OAK STREET TUNNEL.

Committee Calls General Meeting For To-morrow—Equalization Board Meets Saturday.

Absence of Motive Manifest.

"I know much is going to be said about the policemen not seeing those disturbances, but that is for you to judge, as to whether or not they did their duty. The absence of motive is certainly manifest, so far as they are concerned. The truth is the Government's case in this trial is based wholly on the testimony of these negro women, all about whom you know. You know she said she could not read or write, but you know we have proved by reputable witnesses that her statement was false in its entirety. Remember, she spent two years of her young life in the penitentiary for housebreaking and theft."

"I want to call the attention of the jury to the fact that every witness for the Government testified that the police did nothing all day toward interfering with voters or preventing them from casting their votes."

The speaker made a running and brief comment on the testimony of the witnesses introduced by the prosecution.

"The charge here is conspiracy," said the speaker, "and yet nothing but circumstantial evidence has been produced by the Government. Fourteen men are charged with obstructing the voting, yet 175 votes out of a total registration of 225, were cast at the Thirteenth precinct of the Ninth ward. Of the number, 118 Republican votes and 57 Democratic votes were cast. Now, with all this charge of obstructing the vote and of conspiracy, when you take the vote into consideration, it must be confessed that these fourteen defendants were very poor conspirators. I make no difference how many men, King Tyler or any others knock down, unless there was conspiracy to break up the election, and this has never been proven."

Cruelty Charged.

John Haysley, who was made defendant in a divorce suit by Mary Haysley, in which the charges of cruelty, abandonment and failure to support were brought, has filed an answer in which he denies his wife's accusations and comes back with the countercharge of cruelty. He stated that though she abandoned him on May 19, and after that date broke into the house and carried off some of the household furniture, she is nevertheless welcome to return when she will.

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